

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2000-592-C - ORDER NO. 2004-69
FEBRUARY 17, 2004

IN RE: Application of Maxtel USA, Inc. for a) ORDER CANCELLING
Certificate of Public Convenience and) CERTIFICATE AND
Necessity for Authority to Operate as a Reseller) TARIFF
of Interexchange Telecommunications Services)
within the State of South Carolina.)

This matter comes before the Public Service Commission of South Carolina ("Commission") on the Application of Maxtel USA, Inc. ("Maxtel USA" or the "Company") to cancel its Certificate of Public Convenience and Necessity ("PC&N") to provide resold intrastate interexchange telecommunications services in the State of South Carolina. Additionally, Maxtel USA requests cancellation of the Company's South Carolina tariffs. A review of the docket file reveals that Maxtel USA was granted authority to operate as a reseller of intrastate interexchange telecommunications services by Commission Order No. 2001-1135, dated December 18, 2001.

Maxtel USA, by letter from the Company's Tariff Coordinator dated January 22, 2004, advised the Commission that Maxtel USA was requesting cancellation of its Certificate of PC&N to provide intrastate interexchange resold telecommunications services in the State of South Carolina and cancellation of the Company's tariffs. According to Maxtel USA, the Company ceased to have customers in South Carolina as of April, 2002, and the Company is no longer engaged in the long distance reseller business.

As Maxtel USA is not providing the services for which its Certificate of PC&N was granted, the Commission finds and concludes that Maxtel USA's Certificate of Public Convenience and Necessity to provide intrastate interexchange resold telecommunications services within the State of South Carolina should be cancelled, and the Company's tariff on file with the Commission withdrawn.

IT IS THEREFORE ORDERED THAT:

1. The Certificate of Public Convenience and Necessity to operate as a reseller of intrastate interexchange telecommunications services within the State of South Carolina authorized by Commission Order No. 2001-1135, dated December 18, 2001, issued in the instant docket to Maxtel USA, Inc. is hereby cancelled.
2. Maxtel USA, Inc.'s South Carolina tariff on file with the Commission is hereby cancelled.
3. This Order shall remain in full force and effect until further Order of the Commission.



Mignon L. Clyburn, Chairman

ATTEST:



Bruce F. Duke, Executive Director

(SEAL)